

SEP 29 2005

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

In re: FOX BEAN COMPANY,

Debtor,

D.L. EVANS BANK, an Idaho
corporation,

Appellant,

v.

R. SAM HOPKINS,

Appellee.

No. 04-35335

D.C. Nos. CV-03-00099-BLW
01-6187

MEMORANDUM^{*}

Appeal from the United States District Court
for the District of Idaho
B. Lynn Winmill, District Judge, Presiding

Argued and Submitted September 12, 2005
Seattle, Washington

Before: BROWNING, ALARCON, and KLEINFELD, Circuit Judges.

Appellant fails to raise relevant arguments on appeal. Accordingly, for the

^{*} This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

reasons stated by the bankruptcy and district courts, we AFFIRM.